

Message Text

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ACTION L-03

INFO OCT-01 EUR-12 EA-07 ISO-00 IO-13 SCA-01 DHA-02

CIAE-00 DODE-00 PM-04 H-01 INR-07 NSAE-00 NSC-05

PA-01 PRS-01 SP-02 SS-15 USIA-06 /081 W

-----040610Z 047621 /17

R 040256Z APR 77

FM AMEMBASSY WELLINGTON

TO SECSTATE WASHDC 2983

INFO AMEMBASSY SUVA

AMEMBASSY LONDON

LIMITED OFFICIAL USE WELLINGTON 1217

E.O. 11652: N/A

TAGS: TN

SUBJECT: EXTRADITION TREATY WITH TONGA

1. PRINCE TU'IPELEHAKE, PRIME MINISTER AND MINISTER OF FOREIGN AFFAIRS, GOVERNMENT OF TONGA, HAS SENT FOLLOWING LETTER, DATED MARCH 14, 1977, TO AMBASSADOR: QUOTE SIR, I HAVE THE HONOR TO REFER TO THE DECLARATION MADE ON 18TH JUNE 1970 TO THE SECRETARY-GENERAL OF THE UNITED NATIONS, IN WHICH IT WAS STATED THAT THE GOVERNMENT OF TONGA, CONSCIOUS OF THE DESIRABILITY OF MAINTAINING EXISTING LEGAL RELATIONSHIPS, AND CONSCIOUS OF ITS OBLIGATIONS UNDER INTERNATIONAL LAW TO HONOR ITS TREATY COMMITMENTS. ACKNOWLEDGED THAT MANY TREATY RIGHTS AND OBLIGATIONS OF THE KINGDOM OF TONGA, FOR WHICH THE UNITED KINGDOM WAS RESPONSIBLE AS THE PROTECTING POWER, WOULD BE INHERITED UPON WITHDRAWAL OF THAT POWER'S PROTECTION, BY VIRTUE OF CUSTOMARY INTERNATIONAL LAW; BUT THAT SINCE IT IS LIKELY THAT IN VIRTUE OF CUSTOMARY INTERNATIONAL LAW CERTAIN TREATIES MIGHT HAVE LAPSED AT THE DATE OF THE WITHDRAWAL OF THE AFORESAID PROTECTION, IT SEEMED ESSENTIAL THAT EACH TREATY SHOULD BE SUBJECTED

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TO LEGAL EXAMINATION; AND THAT IT WAS PROPOSED THAT AFTER THIS EXAMINATION WOULD HAVE BEEN COMPLETED, TO INDICATE WHICH, IF ANY, OF THE TREATIES WHICH MIGHT HAVE LAPSED BY CUSTOMARY INTERNATIONAL LAW THE GOVERNMENT OF TONGA HAS EXAMINED THE EXTRADITION TREATY ENTERED INTO BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA

SIGNED AT LONDON ON DECEMBER 22, 1931 AND EXTENDED TO TONGA ON AUGUST 1, 1966. I HAVE THE HONOR TO INFORM YOU THAT IT IS THE DESIRE OF THE GOVERNMENT OF TONGA THAT THE ABOVE TREATY SHOULD BE REGARDED AS IN FORCE BETWEEN OUR RESPECTIVE COUNTRIES, AND AS CONTINUING TO REGULATE EXTRADITION ARRANGEMENTS BETWEEN THEM PENDING ANY NEW TREATY WHICH MIGHT BE CONCLUDED. I HAVE THE HONOR TO SUGGEST THAT YOUR GOVERNMENT'S REPLY IN THE ABOVE SENSE AND THIS NOTE SHOULD BE CONSIDERED BY OUR RESPECTIVE GOVERNMENTS AS CONSTITUTING AN AGREEMENT TO THAT EFFECT. PLEASE ACCEPT, YOUR EXCELLENCY, THE ASSURANCES OF MY HIGHEST CONSIDERATION. H.R.H. PRINCE TU'IPELEHAKE, PRIME MINISTER & MINISTER OF FOREIGN AFFAIRS UNQUOTE.

2. ORIGINAL LETTER BEING POUCHED TO DEPARTMENT.

3. ACTION: DEPARTMENT IS REQUESTED TO ADVISE AMBASSADOR OF APPROPRIATE REPLY.
SELDEN

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, EXTRADITION AGREEMENTS, DIPLOMATIC COMMUNICATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 04-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977WELLIN01217
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770116-0181
Format: TEL
From: WELLINGTON
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770489/aaaaczsl.tel
Line Count: 82
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: bb5379aa-c288-dd11-92da-001cc4696bcc
Office: ACTION L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 10-Feb-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2899661
Secure: OPEN
Status: NATIVE
Subject: EXTRADITION TREATY WITH TONGA
TAGS: PFOR, TN, US
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/bb5379aa-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009